IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE M.NARAYANA REDDY

WRIT APPEAL NO : 1986 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 25/10/2004 in WP NO : 11668 OF 1997 on the file of the High Court.)

Between:

Samalkot Municipal Shops Rent Payers, Association- (Regd. No. 221/75), Samalkot, E.G.District, rep. by its Secretary.

..... APPELLANT

AND

1 The Estate Officer & Addl. Divisional Railway Manager, South Central Railway, Vijayawada.
2 Samalkot Municipality, rep. by its Commissioner, Samalkot, East Godavari District.

.....RESPONDENT(S)

Counsel for the Appellant:MR.N.SIVA REDDY

Counsel for the Respondent No.1: MR.G.S.SANGHI

Counsel for the Respondent No.2: None

The Court made the following Oral Order: (per Sri Devinder Gupta, CJ)

Absolutely, there is no ground to interfere with the order of learned single judge. The writ petition was dismissed by the learned single judge on the ground that those persons against whom notices have been issued under the provisions of the Public Premises (Eviction of Unauthorised Occupants) Amendment Act,1980, have to avail of their remedies under the provisions of the said Act and for that reason the petition filed by the Association is wholly misconceived.

The writ appeal is accordingly dismissed. No costs.

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DEVINDER GUPTA, CJ

Date: 9th December, 2004

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M. NARAYANA REDDY, J

Pnb

To

1. The Estate Officer & Addl. Divisional Railway Manager, South Central Railway, Vijayawada.
2. The Commissioner, Samalkot Municipality, Samalkot, East Godavari District.
3. Two C.D. copies